

Docket 17310CIP1CON1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Brooks et al.) Examiner: Lakia Tongue

Serial Number: 10/628,905) Art Unit: 1645

Filed: July 28, 2003

For: BOTULINUM TOXIN ELUTING STENT ____) Irvine, California

TRANSMITTAL LETTER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Please find enclosed with regard to the above-identified pending U.S. patent application: (1) a 10 page Response to the June 18, 2004 Office Action in the above-identified patent application; (3) this 2 page Transmittal Letter; and; (3) a return postcard.

The Commissioner is hereby authorized to charge any additional fees required or necessary for the filing, processing or entering of this paper or any of the enclosed papers, and to refund any overpayment, to deposit account 01-0885.

Date: July 13, 2004

Stéphen Donovan

Registration Number 33,433

Allergan, Inc.
Legal Department
Tower Two, Seventh Floor
2525 Dupont Drive
Irvine, CA 92612
Telephone: 714 246 4026

Telephone: 714 246 4026 Fax: 714 246 4249

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. § 1.10

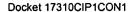
I hereby certify that this Transmittal Letter, the Response to Office Action and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date **July 13, 2004** in an envelope as "Express Mail Post Office to Addressee" Mailing Label number EV 193 718 770 US addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Adriane Giberson

Name of person mailing paper

Signature of person mailing paper

Date: July 13, 2004





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Brooks et al.

Serial Number: 10/628,905

Filed: July 28, 2003

For: BOTULINUM TOXIN ELUTING STENT

) Examiner: Lakia Tongue
)

Art Unit: 1645
)

Irvine, California

RESPONSE TO OFFICE ACTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

REMARKS

This response to office action amends page 34 of the specification, cancels claim 21 and amends claims 19 and 22. See pages 9-10 of this response.

i